

September 7, 2005

**Proposed CCC Forms Applicable to Successor In Interest, Consolidation and  
Division of Tobacco Transition Payment Program Contracts**

**Approved Forms**

CCC-955	Tobacco Transition Payment Quota Holder Contract
CCC-955 Appendix	Tobacco Transition Payment Quota Holder Contract
CCC-956	Tobacco Transition Payment Producer Contract
CCC-956 Appendix	Tobacco Transition Payment Producer Contract
CCC-960	Tobacco Transition Payment Notification of Contract Approval and Appeal Rights
CCC-962	Tobacco Transition Payment Program Successor In Interest Contract
CCC-963	Tobacco Transition Payment Program Account Registration
CCC-964	Tobacco Transition Payment Program Contract Transfer Fees Schedule
CCC-968	Tobacco Transition Payment Program Master Successor In Interest Contracts
CCC-968 Appendix	Appendix to Tobacco Transition Payment Program Master Successor In Interest Contracts
CCC-968 Continuation	Continuation Form to Tobacco Transition Payment Program Master Successor In Interest Contracts

**Proposed Forms**

CCC-969	Division of Tobacco Transition Payment Program Contracts
CCC-969 Continuation	Continuation Form to Division of Tobacco Transition Payment Program Contracts
CCC-970	Consolidation of Tobacco Transition Payment Program Contracts
CCC-970 Continuation	Consolidation of Tobacco Transition Payment Program Contracts

**TOBACCO TRANSITION PAYMENT PROGRAM (TTPP) REGISTRATION  
FORM CCC- 963**

**1. REGISTRATION (CCC-963) REGISTER ONLY IF YOU ARE PROVIDING A LUMP-SUM PAYMENT IN RETURN FOR THE TRANSFER OF RIGHTS.**

- a. Any person or entity may succeed to a TTPP contract, with an approved registration.
- b. A successor must complete CCC-963, Tobacco Transition Payment Program Registration Form and mail to:

US Department of Agriculture  
Tobacco Division, Room 4080-S  
1400 Independence Ave, SW, Stop 0514  
Washington, DC 20250-0514

or fax to: 202-720-1288

- c. A successor must submit, if not already on file, the following forms:
  - i. Highly Erodible Land Conservation and Wetland Certificate (AD-1026) for the 2002, 2003, 2004 crops
  - ii. Direct Deposit Sign-up Form (SF-1199A)
  - iii. Power of Attorney (FSA-211; dated 07-26-05) (if applicable)
- d. CCC will post to the FSA website ([www.fsa.usda.gov/tobacco](http://www.fsa.usda.gov/tobacco)) the name, address, and telephone number of registrant, upon approval of registrant

**2. ESTABLISHING A LOGIN ID AND PASSWORD**

- a. Each successor that registers must also establish a logon id and password that will provide them access to their account information. This process, called e-authentication, is accomplished by creating an account at <http://www.eauth.egov.usda.gov/> by clicking on “Create an Account.”
- b. The successor must obtain a “Level 2” Account and visit any FSA Service Center to prove your identification.
- c. If a representative of your entity will be acting on behalf of another individual or entity, you also need to register as a representative at an FSA Service Center. The representative is an individual that legally represents another individual or entity when doing business with the Farm Service Agency. The following examples list some of the possible representation-roles when a representative represents an entity: a farm manager represents a farm; an executor represents an estate; an agent represents a corporation.
- d. To find a county office near you, please visit <http://offices.sc.egov.usda.gov/locator/app>

## SUCCESSOR IN INTEREST CONTRACT: Form CCC-962

### 1. SUCCESSOR IN INTEREST (SII) CONTRACT (CCC-962) RULES

- a. A successor must first complete CCC-963, Tobacco Transition Payment Program Registration Form.
- b. Instructions for submitting Successor in Interest Contracts (CCC-962) are not available yet. Do not submit until instructions are posted to the FSA web site.
- c. A successor may succeed to a Tobacco Transition Payment Program contract (either CCC-955 or CCC-956) from an original contract quota holder.
- d. A successor may also succeed to a Tobacco Transition Payment Program Successor In Interest contract (CCC-962). **This provision is not available yet.**
- e. Successions to Successor in Interest contracts is unlimited. **This provision is not available yet.**
- f. Quota Holder Successor in Interest contracts cannot be consolidated with Producer Successor in Interest contracts.
- g. Contracts are ineligible for succession if
  - i. There is a debt or receivable outstanding
  - ii. The producer is ineligible under Highly Erodible Land Conservation and Wetland or controlled substance provisions
  - iii. There is an assignment against the contract
- h. Contract must be succeeded to in its entirety, except under the following circumstances:
  - i. Estate division
  - ii. Permanent quota assigned to another person's land prior to October 22, 2004, with consent of the landowner
  - iii. Family member.

### 2. NOTIFICATION OF APPROVAL

- a. Assignors and successors will be notified when succession is approved or disapproved.

### 3. FEE STRUCTURE

- a. Successor to an Original Contract Holder
  - i. Free
- b. Successor to a Successor
  - ii. \$50 per contract

**TOBACCO TRANSITION PAYMENT PROGRAM  
MASTER SUCCESSION IN INTEREST CONTRACT  
FORMS CCC-968, CCC-968 Appendix, CCC-968 Continuation**

An Easy Method to Consolidate and Divide Contracts

**1. MASTER SUCCESSION-IN-INTEREST CONTRACTS (FORM CCC-968)**

- a. The purpose of this contract is to facilitate the issuance of Tobacco Transition Payment Program Succession-In-Interest Contracts (Form CCC-962) (hereafter referred to as Form CCC-962) to a third party (New Contract Holder) by providing an easy method to consolidate and divide contracts.
- b. CCC-963 must be on file.

**2. CONSOLIDATION OF CONTRACTS**

- a. The dollar values of CCC-962 contracts are accumulated by account number (one account number for producer contracts; another account number for quota holder contracts).

**3. DIVISION OF CONTRACTS**

- a. Successor agrees that the division of the TTPP payments otherwise due and payable to the Successor that will be transferred to the New Contract Holder will be amounts of not less than \$10,000 determined as the total amount to be paid by CCC through 2014, except that CCC will allow for the transfer of a smaller amount with prior approval to facilitate administration of this contract.

**4. OPERATION OF THIS MASTER SUCCESSOR CONTRACT (not available yet)**

- a. CCC will provide real-time access to customer account transactions. (SII will provide view and print capabilities for individual transactions or summary data for each account holder and authorized CCC representative.
- b. CCC will allow the Successor to transfer the right to such payments to a New Contract Holder. **The successor shall specify dollar values to transfer (not contract numbers).**
- c. The Successor shall notify CCC no more than once each week of the identity of the person to whom the Successor desires to transfer the TTPP payment otherwise payable to the Successor. Such notification shall be made by providing to CCC the Appendix to Tobacco Transition Payment Program Master Succession-Interest Contracts (Form CCC-968 Appendix) (hereafter Appendix).
  - i. The appendix shall specify: (i) the name of the New Contract Holder; (ii) the TTPP Account Number of the New Contract Holder or if such person does not have a TTPP Account Number, the taxpayer identification number of such person; (iii) the amount of the Successor's TTPP to be paid through 2014 to the New Contract Holder; and (iv) whether the division of the Successor's TTPP is with respect to payments due and payable under Form CCC-955 or Form CCC-956.

**5. ISSUANCE OF RESULTING CONTRACTS (not yet available)**

- a. CCC will send Form CCC-962 to a New Contract Holder as a result of the division of this contract
  - i. Part A will contain the entry “None - Replacement TTPP Contract by CCC.
  - ii. Part B will contain the information pertaining to the New Contract Holder from Form CCC-963. CCC will provide a signed copy of such contract to the New Contract Holder.

**TOBACCO TRANSITION PAYMENT PROGRAM CONTRACT FEE SCHEDULE  
FORM CCC-964**

1.	Transfer of Forms CCC-955 or CCC-956 to a Successor	Free
2.	Consolidation of two or more CCC-962's	Free
3.	Transfer of a Form CCC-962 to a successor	\$50
4.	Division of Forms CCC-955, CCC-956, or CCC-962	\$50 per resulting contract
5.	Division of Forms CCC-955, CCC-956, or CCC-962 due to death	Free